



# General Assembly

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### Third Committee

Agenda item 70 (c)

#### **Promotion and protection of human rights: human rights situations and reports of special rapporteurs and representatives**

**Albania, Bahrain, Kuwait, Latvia, Lithuania, Saudi Arabia, United Arab Emirates, United Kingdom of Great Britain and Northern Ireland and United States of America: draft resolution**

#### **Situation of human rights in the Syrian Arab Republic**

*The General Assembly,*

*Guided by the Charter of the United Nations,*

*Reaffirming the purposes and principles of the Charter, the Universal Declaration of Human Rights<sup>1</sup> and relevant international human rights treaties, including the International Covenants on Human Rights,<sup>2</sup>*

*Reaffirming its strong commitment to the sovereignty, independence, unity and territorial integrity of the Syrian Arab Republic and to the principles of the Charter, and demanding that the Syrian regime meet its responsibility to protect the Syrian population and to respect, protect and fulfil the human rights of all persons within its jurisdiction,*

*Recalling its resolutions [66/176](#) of 19 December 2011, [66/253 A](#) of 16 February 2012, [66/253 B](#) of 3 August 2012, [67/183](#) of 20 December 2012, [67/262](#) of 15 May 2013, [68/182](#) of 18 December 2013, [69/189](#) of 18 December 2014, [70/234](#) of 23 December 2015, [71/130](#) of 9 December 2016, [71/203](#) of 19 December 2016, [71/248](#) of 21 December 2016 and 73/182 of 17 December 2018, Human Rights Council resolutions S-16/1 of 29 April 2011,<sup>3</sup> S-17/1 of 23 August 2011,<sup>3</sup> S-18/1 of 2 December 2011,<sup>4</sup> 19/1 of 1 March 2012,<sup>5</sup> 19/22 of 23 March 2012,<sup>5</sup> S-19/1 of 1 June*

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<sup>1</sup> Resolution 217 A (III).

<sup>2</sup> Resolution 2200 A (XXI), annex.

<sup>3</sup> See *Official Records of the General Assembly, Sixty-sixth Session, Supplement No. 53 (A/66/53)*, chap. I.

<sup>4</sup> *Ibid.*, *Supplement No. 53B* and corrigendum ([A/66/53/Add.2](#) and [A/66/53/Add.2/Corr.1](#)), chap. II.

<sup>5</sup> *Ibid.*, *Sixty-seventh Session, Supplement No. 53* and corrigendum ([A/67/53](#) and [A/67/53/Corr.1](#)), chap. III, sect. A.



2012,<sup>6</sup> 20/22 of 6 July 2012,<sup>7</sup> 21/26 of 28 September 2012,<sup>8</sup> 22/24 of 22 March 2013,<sup>9</sup> 23/1 of 29 May 2013,<sup>10</sup> 23/26 of 14 June 2013,<sup>10</sup> 24/22 of 27 September 2013,<sup>11</sup> 25/23 of 28 March 2014,<sup>12</sup> 26/23 of 27 June 2014,<sup>13</sup> 27/16 of 25 September 2014,<sup>14</sup> 28/20 of 27 March 2015,<sup>15</sup> 29/16 of 2 July 2015,<sup>16</sup> 30/10 of 1 October 2015,<sup>17</sup> 31/17 of 23 March 2016,<sup>18</sup> 32/25 of 1 July 2016,<sup>19</sup> 33/23 of 30 September 2016,<sup>20</sup> S-25/1 of 21 October 2016,<sup>21</sup> 34/26 of 24 March 2017,<sup>22</sup> 35/26 of 23 June 2017,<sup>23</sup> 36/20 of 29 September 2017<sup>24</sup> and 39/15 of 28 September 2018,<sup>25</sup> Security Council resolutions [1325 \(2000\)](#) of 31 October 2000, [2042 \(2012\)](#) of 14 April 2012, [2043 \(2012\)](#) of 21 April 2012, [2118 \(2013\)](#) of 27 September 2013, [2139 \(2014\)](#) of 22 February 2014, [2165 \(2014\)](#) of 14 July 2014, [2170 \(2014\)](#) of 15 August 2014, [2178 \(2014\)](#) of 24 September 2014, [2191 \(2014\)](#) of 17 December 2014, [2209 \(2015\)](#) of 6 March 2015, [2235 \(2015\)](#) of 7 August 2015, [2254 \(2015\)](#) of 18 December 2015, [2258 \(2015\)](#) of 22 December 2015, [2268 \(2016\)](#) of 26 February 2016, [2286 \(2016\)](#) of 3 May 2016, [2314 \(2016\)](#) of 31 October 2016, [2319 \(2016\)](#) of 17 November 2016, [2328 \(2016\)](#) of 19 December 2016, [2332 \(2016\)](#) of 21 December 2016, [2336 \(2016\)](#) of 31 December 2016, [2393 \(2017\)](#) of 19 December 2017, [2401 \(2018\)](#) of 24 February 2018 and [2449 \(2018\)](#) of 13 December 2018 and the statements by the President of the Security Council of 3 August 2011,<sup>26</sup> 2 October 2013,<sup>27</sup> 17 August 2015<sup>28</sup> and 8 October 2019,<sup>29</sup>

*Strongly condemning* the grave human rights situation in the Syrian Arab Republic, the indiscriminate killing and deliberate targeting of civilians, including humanitarian workers, as such, including those involving the continued indiscriminate use of heavy weapons and aerial bombardments, which has caused more than 500,000 fatalities, including the killing of more than 17,000 children, the continued widespread and systematic gross violations, as well as abuses, of human rights and violations of international humanitarian law, including by the starvation of civilians as a method of warfare and the use of chemical weapons, including chlorine gas, sarin and sulfur mustard, which are prohibited under international law, and acts

<sup>6</sup> Ibid., chap. V.

<sup>7</sup> Ibid., chap. IV, sect. A.

<sup>8</sup> Ibid., *Supplement No. 53A* (A/67/53/Add.1), chap. III.

<sup>9</sup> Ibid., *Sixty-eighth Session, Supplement No. 53* (A/68/53), chap. IV, sect. A.

<sup>10</sup> Ibid., chap. V, sect. A.

<sup>11</sup> Ibid., *Supplement No. 53A* (A/68/53/Add.1), chap. III.

<sup>12</sup> Ibid., *Sixty-ninth Session, Supplement No. 53* (A/69/53), chap. IV, sect. A.

<sup>13</sup> Ibid., chap. V, sect. A.

<sup>14</sup> Ibid., *Supplement No. 53A* and corrigenda (A/69/53/Add.1, A/69/53/Corr.1 and A/69/53/Corr.2), chap. IV, sect. A.

<sup>15</sup> Ibid., *Seventieth Session, Supplement No. 53* (A/70/53), chap. II.

<sup>16</sup> Ibid., chap. V, sect. A.

<sup>17</sup> Ibid., *Supplement No. 53A* (A/70/53/Add.1), chap. II.

<sup>18</sup> Ibid., *Seventy-first Session, Supplement No. 53* (A/71/53), chap. II.

<sup>19</sup> Ibid., chap. IV, sect. A.

<sup>20</sup> Ibid., *Supplement No. 53A* and corrigendum (A/71/53/Add.1 and A/71/53/Add.1/Corr.1), chap. II.

<sup>21</sup> Ibid., *Supplement No. 53B* and corrigendum (A/71/53/Add.2 and A/71/53/Add.2/Corr.1), chap. II.

<sup>22</sup> Ibid., *Seventy-second Session, Supplement No. 53* (A/72/53), chap. II.

<sup>23</sup> Ibid., chap. V, sect. A.

<sup>24</sup> Ibid., *Supplement No. 53A* (A/72/53/Add.1), chap. III.

<sup>25</sup> Ibid., *Seventy-third Session, Supplement No. 53A* (A/73/53/Add.1), chap. III.

<sup>26</sup> S/PRST/2011/16; see *Resolutions and Decisions of the Security Council, 1 August 2011–31 July 2012* (S/INF/67).

<sup>27</sup> S/PRST/2013/15; see *Resolutions and Decisions of the Security Council, 1 August 2013–31 July 2014* (S/INF/69).

<sup>28</sup> S/PRST/2015/15; see *Resolutions and Decisions of the Security Council, 1 August 2015–31 December 2016* (S/INF/71).

<sup>29</sup> S/PRST/2019/12.

of violence that foment sectarian tensions by the Syrian regime against the Syrian population,

*Reiterating* that the only sustainable solution to the current crisis in the Syrian Arab Republic is through an inclusive and Syrian-led political process, under the auspices of the United Nations, that meets the legitimate aspirations of the Syrian people, and the establishment of a constitutional committee that would prepare the work for free and fair elections and political transition in line with Security Council resolution [2254 \(2015\)](#), with a view to establishing credible, inclusive and non-sectarian governance, welcoming the establishment of the constitutional committee that would prepare the work for free and fair elections and political transition in line with Security Council resolution [2254 \(2015\)](#), with a view to establishing credible, inclusive and non-sectarian governance, with the full, equal and meaningful participation of women, reaffirming in this regard the important role of women in the prevention and resolution of conflicts and in peacebuilding, and stressing the importance of their full participation and involvement in all efforts for the maintenance and promotion of peace and security and the need to increase their role in decision-making with regard to conflict prevention and resolution, and recognizing the work carried out by the Special Envoy of the Secretary-General for Syria, Mr. Geir Pedersen, to that end,

*Welcoming* the efforts of the Special Envoy in establishing the constitutional committee to advance United Nations efforts to achieve a sustainable political solution to the conflict in the Syrian Arab Republic in line with Security Council resolution [2254 \(2015\)](#), and recalling that pursuant to resolution [2254 \(2015\)](#) a political solution to the conflict in the Syrian Arab Republic also comprises free and fair elections, under the supervision of the United Nations, to the satisfaction of the governance and to the highest international standards of transparency and accountability, with all Syrians, including displaced and refugees, as well as the establishment of a neutral and safe environment,

*Reconfirming* its endorsement of the Geneva communiqué of 30 June 2012,<sup>30</sup> endorsing the Vienna statements in pursuit of the full implementation of the Geneva communiqué, facilitated by the Special Envoy, as the basis for a Syrian-led and Syrian-owned political transition in order to end the conflict in the Syrian Arab Republic, and stressing that the Syrian people will decide the future of the Syrian Arab Republic,

*Noting with deep concern* the culture of impunity for the most serious violations of international law and violations and abuses of human rights law committed during the present conflict, which has provided a fertile ground for further violations and abuses,

*Emphasizing* the importance of accountability for the most serious crimes committed in the conflict for ensuring sustainable peace,

*Recalling* that, amid expressions of popular discontent over restrictions on the enjoyment of civil, political, economic and social rights, civilian protests erupted in Dar'a in March 2011, and noting that the violent oppression of civilian protests by the Syrian regime, which later escalated to the direct shelling of civilians, fuelled the escalation of armed violence and violent extremist groups and terrorist groups,

*Recalling also* all relevant resolutions on the safety and security of humanitarian personnel and the protection of United Nations personnel, including its resolution [73/137](#) of 14 December 2018, as well as Security Council resolutions on the protection of humanitarian personnel, including resolution [2175 \(2014\)](#) of 29 August

<sup>30</sup> Security Council resolution [2118 \(2013\)](#), annex II.

2014, the relevant statements by the President of the Security Council referring to the specific obligations under international humanitarian law to respect and protect, in situations of armed conflict, medical personnel and humanitarian workers who participate exclusively in medical duties, means of transport, equipment, hospitals and facilities, and to ensure that the wounded and sick receive, to the maximum extent practicable and with the least possible delay, the medical care required, while also recalling that, under international law, deliberate attacks against hospitals and places where the sick and wounded are collected, provided that they are not targets, attacks on buildings, materials, medical units, means of transport and individuals using the distinctive emblems of the Geneva Conventions of 12 August 1949<sup>31</sup> in accordance with international law relate to war crimes, and recalling the applicable rules of international humanitarian law not to punish anyone for carrying out medical activities consistent with medical ethics,

*Expressing grave concern* at the indiscriminate use of force by the Syrian regime against civilians, which has caused immense human suffering and fomented the spread of extremism and extremist groups and which demonstrates the continuing failure of the Syrian regime to protect its population create a safe haven and operating environment for crimes against humanity, and to implement the relevant resolutions and decisions of United Nations bodies,

*Expressing grave concern also* at the remaining presence of extremism and violent extremist groups, terrorists and terrorist groups, and strongly condemning all violations and abuses of human rights and violations of international humanitarian law committed in the Syrian Arab Republic by any party to the conflict, in particular so-called ISIL (also known as Da'esh), Al-Nusra Front, Al-Qaida-affiliated terrorist groups, and militias fighting on behalf of the regime, and other violent extremist groups,

*Noting with serious concern* the observation of the Independent International Commission of Inquiry on the Syrian Arab Republic that non-State armed groups still resort to the use of force against civilians,

*Reaffirming its condemnation in the strongest possible terms* of the use of chemical weapons by anyone under any circumstances, emphasizing that any use of chemical weapons anywhere, at any time, by anyone, under any circumstances is unacceptable and is and would be a violation of international law, and expressing its strong conviction that those individuals responsible for the use of chemical weapons shall be held accountable,

*Condemning in the strongest possible terms* that chemical weapons have since 2012 been used in the Syrian Arab Republic, including as reported by the Organisation for the Prohibition of Chemical Weapons-United Nations Joint Investigative Mechanism in its reports of 2016 and 2017,<sup>32</sup> concluding that the Syrian Arab Armed Forces were responsible for the attacks which released toxic substances in Talmenes in 2014, in Sarmin and Qmenas in 2015, and that ISIL/Da'esh used sulfur mustard in Marea in 2015 and in Umm Hawsh in 2016 and that the Syrian Arab Republic was responsible for the release of sarin at Khan Shaykhun in 2017, and accordingly noting with great concern the reports of the fact-finding mission of the Organisation for the Prohibition of Chemical Weapons regarding incidents in Ltamenah<sup>33</sup> and Saraqib,<sup>34</sup> as well as the final report regarding the incident alleged use of toxic chemicals as a weapon in Duma,<sup>35</sup> which concluded that there were reasonable grounds that the use

<sup>31</sup> United Nations, *Treaty Series*, vol. 75, Nos. 970–973.

<sup>32</sup> See S/2016/738/Rev.1, S/2016/888 and S/2017/904.

<sup>33</sup> See S/2017/931, annex, and S/2018/620, annex.

<sup>34</sup> See S/2018/478, annex.

<sup>35</sup> See S/2019/208, annex.

of a toxic chemical as a weapon took place, and demanding that the perpetrators immediately desist from any further use of chemical,

*Expressing support* for the work carried out by the Independent International Commission of Inquiry on the Syrian Arab Republic, welcoming its reports, and strongly condemning the lack of cooperation by the Syrian regime with the Commission of Inquiry, reiterating its decision to transmit the reports of the Commission of Inquiry to the Security Council, expressing its appreciation to the Commission of Inquiry for its briefings to members of the Security Council, and requesting that the Commission of Inquiry continue to brief the General Assembly and members of the Security Council,

*Welcoming* the reports for 2018/2019 of the International, Impartial and Independent Mechanism to Assist in the Investigation and Prosecution of Persons Responsible for the Most Serious Crimes under International Law Committed in the Syrian Arab Republic since March 2011<sup>36</sup> and their consideration by the General Assembly, noting with serious concern the observation of the Commission of Inquiry that, since March 2011, the Syrian regime has conducted widespread attacks against the civilian population as a matter of policy, including targeted attacks on protected persons and objects, including medical facilities, personnel and transport and blocked humanitarian convoys, as well as enforced disappearances, torture in detention, summary executions and other violations and abuses, and underscoring the need for those allegations to be examined and evidence to be collected and made available for future accountability efforts, and recalling the United Nations decision and efforts to formally establish the board of inquiry tasked with probing attacks that hit deconflicted civilian sites in the north-west of the Syrian Arab Republic,

*Strongly condemning* the reported killing of detainees in Syrian military intelligence facilities and the widespread practice of enforced disappearance, arbitrary detention and the use of sexual and gender-based violence and torture in detention centres referred to in the reports of the Commission of Inquiry, including, but not limited to, Branch 215, Branch 227, Branch 235, Branch 251, the Air Force Intelligence Investigation Branch at Mazzah military airport and Saydnaya prison, including the reported practice of mass hangings by the regime, as well as the reported killing of detainees at military hospitals, including Tishrin and Harasta hospitals,

*Recalling* the statements made by the Secretary-General, the United Nations High Commissioner for Human Rights and the special procedures of the Human Rights Council that crimes against humanity and war crimes are likely to have been committed in the Syrian Arab Republic, noting the repeated encouragement by the High Commissioner for the Security Council,

*Calling for* the immediate repeal of Law No. 10/2018, concerned about the Syrian regime's infringement on the housing, land and property of Syrians, particularly through the dispossession of displaced Syrians' land and property in the national legislation and similar measures, which would have a significant detrimental impact on the rights of Syrians displaced by the conflict to claim their property and to return to their homes in a safe, voluntary and dignified manner when the situation on the ground allows it,

*Expressing concern* that the implementation of Security Council resolutions [2139 \(2014\)](#), [2165 \(2014\)](#), [2191 \(2014\)](#), [2254 \(2015\)](#), [2258 \(2015\)](#), [2268 \(2016\)](#), [2286 \(2016\)](#), [2393 \(2017\)](#), [2401 \(2018\)](#) and [2449 \(2018\)](#) remains largely unfulfilled, and noting the urgent need to strengthen efforts to address the humanitarian situation in

<sup>36</sup> [A/73/295](#), [A/73/741](#) and [A/74/741](#).

the Syrian Arab Republic, including through protection of civilians and full, immediate, unimpeded and sustained humanitarian access,

*Recalling its commitment* to Security Council resolutions [2170 \(2014\)](#), [2178 \(2014\)](#), and [2253 \(2015\)](#) of 17 December 2015,

*Alarmed* that more than 5.6 million refugees, including more than 3.8 million women and children, have been forced to flee the Syrian Arab Republic and that 13 million people in the Syrian Arab Republic, of whom 6.2 million are internally displaced, require urgent humanitarian assistance, which has resulted in an influx of Syrian refugees into neighbouring countries, other countries in the region and beyond, and alarmed at the risk the situation presents to regional and international stability,

*Expressing its profound indignation* at the death of more than 17,000 children and the many more injured since the beginning of the peaceful protests in March 2011, and at all grave violations and abuses committed against children in contravention of applicable international law, such as their recruitment and use, killing and maiming, sexual violence, sexual exploitation and abuse, kidnapping and abductions, and attacks on schools and hospitals, denial of humanitarian access, as well as their arbitrary arrest, detention, torture, ill-treatment and their use as human shields, and taking note of the ongoing work of the Security Council Working Group on Children and Armed Conflict in the Syrian Arab Republic,

*Recalling with serious concern* the findings of the Commission of Inquiry in its report entitled “Out of sight, out of mind: deaths in detention in the Syrian Arab Republic”, noting in this regard the issuing of death notifications of detained individuals by the Syrian regime, which provides further indication of systematic violations of international human rights law and international humanitarian law, and urging them to provide families with the remains of their relatives whose fate has been disclosed, including those who have been summarily executed, to take all appropriate measures immediately to protect the lives and rights of all persons currently detained or unaccounted for, and to clarify the fate of those who remain missing or are still in custody in accordance with Security Council resolution [2474 \(2019\)](#) of 11 June 2019,

*Expressing its deep appreciation* for the significant efforts that have been made by neighbouring countries and other countries in the region to accommodate Syrians, while acknowledging the increasing financial, socioeconomic and political impact of the presence of large-scale refugee and displaced populations in those countries,

*Welcoming* the efforts of the United Nations and the League of Arab States and all diplomatic efforts to achieve a political solution to the Syrian crisis based on the final communiqué of the Action Group for Syria of 30 June 2012<sup>30</sup> and consistent with Security Council resolution [2254 \(2015\)](#),

*Expressing full support* for the efforts of the Special Envoy of the Secretary-General for Syria, with a view to the protection of the civilian population and the full implementation of the Syrian political process that establishes credible, inclusive and non-sectarian governance in accordance with the final communiqué and consistent with Security Council resolutions [2254 \(2015\)](#) and [2258 \(2015\)](#), urging Syrian parties to engage constructively with the Constitutional Committee in order to pave the way for the negotiation of a genuine political transition, noting with appreciation the mediation efforts to facilitate the establishment of a ceasefire in the Syrian Arab Republic, as noted by the Security Council in its resolution [2336 \(2016\)](#), and supporting the efforts to end violence, while expressing deep concern at the violations, demanding that all parties to the ceasefire in the Syrian Arab Republic respect their commitments, and urging all Member States, especially the members of the International Syria Support Group, to use their influence to ensure respect for

those commitments and the full implementation of those resolutions, to support efforts to create conditions for a durable and lasting ceasefire, which is essential to achieving a political solution to the conflict in the Syrian Arab Republic, and to bring to an end the systematic, widespread and gross violations and abuses of human rights and violations of international humanitarian law,

1. *Strongly condemns* the systematic, widespread and gross violations and abuses of international human rights law and violations of international humanitarian law committed in the Syrian Arab Republic and the indiscriminate and disproportionate attacks in civilian areas and against civilian infrastructure, in particular attacks on medical facilities and schools, which continue to claim civilian lives, and demands that all parties comply with their obligations under international humanitarian law;

2. *Deplores and condemns in the strongest terms* the continued armed violence by the Syrian regime against its own people since the beginning of the peaceful protests in 2011, and demands that the Syrian regime immediately put an end to all attacks against civilians, take all feasible precautions to avoid, and in any event to minimize, incidental loss of civilian life, injury to civilians and damage to civilian objects and meet its responsibilities to protect the Syrian population and immediately implement Security Council resolutions [2254 \(2015\)](#), [2258 \(2015\)](#) and [2286 \(2016\)](#);

3. *Urges* all Member States, especially the members of the International Syria Support Group, to create conditions for continued negotiations for a political solution to the Syrian conflict, under the auspices of the United Nations, by working towards the nationwide ceasefire, to enable full, immediate and safe humanitarian access and to lead to the release of those arbitrarily detained, ensure the assessment of the number of people who remain in prisons, consistent with Security Council resolution [2254 \(2015\)](#), as only a durable and inclusive political solution to the conflict can bring an end to the systematic, widespread and gross violations and abuses of international human rights law and violations of international humanitarian law;

4. *Strongly condemns* any use of chemical weapons, such as chlorine, sarin and sulfur mustard, by any party to the conflict in the Syrian Arab Republic, emphasizes that the development, production, acquisition, stockpiling, retention, transfer or use of chemical weapons anywhere, at any time, by anyone, under any circumstances, is unacceptable, constitutes one of the most serious crimes under international law, and is a violation of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction<sup>37</sup> and Security Council resolution [2118 \(2013\)](#), and expresses its strong conviction that individuals responsible for the development, production, acquisition, stockpiling, retention, transfer or use of chemical weapons must and should be held accountable and emphasizing that any use of chemical weapons anywhere, at any time, by anyone, under any circumstances, is unacceptable and is a violation of international law, and expressing its strong conviction that those individuals responsible for the use of chemical weapons must and should be held accountable;

5. *Also strongly condemns* the continued use of chemical weapons in the Syrian Arab Republic, notably the chlorine attack on 4 February 2018 in Saraqib, the 7 April 2018 attack in Duma and the chlorine attack on 19 May 2019 on Latakia Province, which killed dozens of men, women and children and severely injured hundreds more, recalls the decision of the Security Council that the Syrian Arab Republic shall not use, develop, produce, otherwise acquire, stockpile or retain

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<sup>37</sup> United Nations, *Treaty Series*, vol. 1974, No. 33757.

chemical weapons, or transfer, directly or indirectly, chemical weapons to other States or non-State actors, recalls the relevant reports of the Organisation for the Prohibition of Chemical Weapons-United Nations Joint Investigative Mechanism, and demands that the Syrian regime and so-called ISIL (also known as Da'esh) immediately desist from any further use of chemical weapons;

6. *Expresses grave concern* at the reported chemical weapons attack in Duma on 7 April 2018, and notes the latest report of the Independent International Commission of Inquiry on the Syrian Arab Republic that a vast body of evidence suggested that chlorine had been dropped by helicopter on a residential building, as well as the report of the fact-finding mission of the Organisation for the Prohibition of Chemical Weapons on that attack,<sup>35</sup> which stated that the evaluation and analysis of all the information gathered by the mission provided reasonable grounds that the use of a toxic chemical as a weapon took place;

7. *Calls for* a significant enhancement of the verification measures of the Organisation for the Prohibition of Chemical Weapons, welcomes the establishment and operationalization of the Investigation and Identification Team of the Organisation, which is authorized to identify the perpetrators of the use of chemical weapons, looks forward to the first report to be issued by the Team, which will be an important first step towards the ultimate goal of bringing the perpetrators of chemical weapons use to justice, and in this vein, further welcomes the memorandum of understanding concluded between the International, Impartial and Independent Mechanism to Assist in the Investigation and Prosecution of Persons Responsible for the Most Serious Crimes under International Law Committed in the Syrian Arab Republic since March 2011 and the Organisation for the Prohibition of Chemical Weapons;

8. *Welcomes* the issuance of the Secretary-General's bulletin on the records and archives of the Organisation for the Prohibition of Chemical Weapons-United Nations Joint Investigative Mechanism,<sup>38</sup> and calls upon the Secretary-General to ensure that the relevant materials will be processed expeditiously to be shared with the International, Impartial and Independent Mechanism without any further delays;

9. *Demands* that the Syrian regime adhere fully to its international obligations, including the requirement that it declare in full its chemical weapons programme, with special emphasis on the need for the Syrian Arab Republic to urgently resolve the verified gaps, inconsistencies and discrepancies pertaining to its declaration in respect of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction and to eliminate its chemical weapons programme in its entirety, as referred to in the report of the Director General of the Organisation for the Prohibition of Chemical Weapons dated 24 September 2018<sup>39</sup> indicating that the Technical Secretariat is at present unable to verify fully that the declaration and related submissions of the Syrian Arab Republic are accurate and complete, as required by the Convention and decision EC-M-33/DEC.1 of the Executive Council of the Organisation for the Prohibition of Chemical Weapons;<sup>40</sup>

10. *Requests* additional procedures for stringent verification pursuant to article IV, paragraph 8, and article V, paragraph 10, of the Convention, in order to ensure the complete destruction of the Syrian chemical weapons programme and prevent any further use of chemical weapons;

<sup>38</sup> ST/SGB/2019/4.

<sup>39</sup> EC-81/HP/DG.1.

<sup>40</sup> Security Council resolution 2118 (2013), annex I.

11. *Deplores and condemns in the strongest terms* the continued widespread and systematic gross violations and abuses of human rights and fundamental freedoms and all violations of international humanitarian law by the Syrian regime, the government-affiliated militias and those who fight on their behalf, including those deliberately targeting civilians or civilian objects, including attacks on schools, hospitals and places of worship, with heavy weapons, aerial bombardments, cluster munitions, ballistic missiles, barrel bombs, chemical or other weapons and other force against civilians, as well as the starvation of the civilian population as a method of warfare, attacks on schools, hospitals and places of worship, massacres, arbitrary executions, extrajudicial killings, the killing and persecution of peaceful protesters, human rights defenders and journalists, individuals and members of communities on the basis of their religion or belief, arbitrary detention, enforced disappearances, violations of human rights, including those of women and children, forced displacement of members of minority groups and of those opposed to the Syrian regime, unlawful interference with access to medical treatment, failure to respect and protect medical personnel, torture, systematic sexual and gender-based violence, including rape in detention, and ill-treatment;

12. *Condemns unequivocally* all attacks and violence against journalists and media workers by the Syrian regime, the government-affiliated militias and non-State armed groups, urges all parties to respect the professional independence and rights of journalists, and recalls in this regard that journalists and media workers engaged in dangerous professional missions in areas of armed conflict shall be considered civilians and shall be protected as such, provided that they take no action adversely affecting their status as civilians;

13. *Strongly condemns* all human rights violations and abuses and all violations of international humanitarian law, including the killing and persecution of individuals and members of communities on the basis of their religion or belief, by armed extremist groups, as well as any human rights abuses or violations of international humanitarian law by non-State armed groups, including Hizbullah and those designated as terrorist groups by the Security Council;

14. *Deplores and strongly condemns* the terrorist acts and violence committed against civilians by so-called ISIL (also known as Da'esh), Al-Nusrah Front (also known as Hay'at Tahrir al-Sham), Al-Qaida-affiliated terrorist groups, terrorist groups designated by the Security Council and other violent extremist groups and their continued gross, systematic and widespread abuses of human rights and violations of international humanitarian law, and reaffirms that terrorism cannot and should not be associated with any religion, gender, ethnicity, nationality or civilization;

15. *Condemns in the strongest terms* the gross and systematic abuse of women's and children's rights by all terrorist groups and armed groups, including so-called ISIL (Da'esh), in particular the killing of women and girls, sexual and gender-based violence, including the enslavement and sexual exploitation and abuse of women and girls and the forced recruitment, use and abduction of children;

16. *Condemns* the reported forced displacements of the population in the Syrian Arab Republic, including forced displacement of civilians as a result of local truce agreements, as highlighted by the Commission of Inquiry, and the alarming impact thereof on the demography of the country, which amounts to a strategy of radical demographic change initiated by the Syrian regime, its allies and other non-State actors, calls upon all parties concerned to cease immediately all activities related to these actions, including any activities that may amount to war crimes and crimes against humanity, notes that impunity for such crimes is unacceptable, reaffirms that those responsible for such breaches of international law, must be

brought to justice, and supports efforts to collect evidence in view of future legal action;

17. *Emphasizes* the importance of creating conditions conducive to voluntary, safe, dignified and informed movements of internally displaced persons within the Syrian Arab Republic, and strongly urges all parties to work with the United Nations to ensure that any such movements are in line with the Guiding Principles on Internal Displacement,<sup>41</sup> and that displaced persons receive the information they need to make informed and voluntary decisions about their movement and safety;

18. *Reminds* the Government of the Syrian Arab Republic of its obligations under the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment,<sup>42</sup> including its obligation to take effective measures to prevent acts of torture in any territory under its jurisdiction, and calls upon all States parties to the Convention to comply with any relevant obligations under the Convention, including with respect to the extradite or prosecute principle contained in article 7 of the Convention;

19. *Encourages* the Special Rapporteur on the human rights of internally displaced persons and the Office of the United Nations High Commissioner for Refugees to remain seized of the urgent human rights and humanitarian situation of internally displaced persons in the Syrian Arab Republic, with a view to helping Member States, the United Nations, including the Secretary General's High-level Panel on Internal Displacement, and other humanitarian and human rights actors to improve their responses to internal displacement in the Syrian Arab Republic, with a focus on identifying durable solutions for displaced persons, reducing the significant gap between needs and available resources, improving the collection and coordination of data on displacement, including on displaced children, and providing more effective assistance through well-planned programmes;

20. *Strongly condemns* the reported persistent and widespread use of sexual violence, abuse and exploitation, including in government detention centres, including those run by the intelligence agencies, and notes that such acts may constitute violations of international humanitarian law and violations and abuses of international human rights law, and in this regard expresses deep concern at the prevailing climate of impunity for sexual and gender-based violence;

21. *Also strongly condemns* all violations and abuses committed against children in contravention of applicable international law, such as their recruitment and use, killing and maiming, rape and all other forms of sexual violence, abductions, denial of humanitarian access for children, and attacks on civilian objects, including schools and hospitals, as well as their arbitrary arrest, unlawful detention, torture and ill-treatment and their use as human shields;

22. *Reaffirms* the Syrian regime's responsibility for the systematic use of enforced disappearances, takes note of the assessment of the Commission of Inquiry that the Syrian regime's use of enforced disappearances amounts to a crime against humanity, and condemns the targeted disappearances of young men and the exploitation of ceasefires as an opportunity to forcibly recruit and arbitrarily detain them;

23. *Demands* that the Syrian regime, in accordance with its obligations under relevant provisions of international human rights law, including the right to life and the right to the enjoyment of the highest attainable standard of physical and mental

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<sup>41</sup> E/CN.4/1998/53/Add.2, annex.

<sup>42</sup> United Nations, *Treaty Series*, vol. 1465, No. 24841.

health, promote non-discriminatory access to health services and respect and protect medical and health personnel from obstruction, threats and physical attacks;

24. *Strongly condemns* all attacks on medical and health personnel, their means of transport and equipment, as well as on hospitals and other medical facilities, deplores the long-term consequences of such attacks for the population and health-care systems of the Syrian Arab Republic, and reaffirms that humanitarian workers and their means of transport, equipment and facilities must be protected in accordance with international humanitarian law;

25. *Urges* all parties to the conflict to develop effective measures to prevent acts of violence, attacks and threats of attacks against sick and wounded persons, internally displaced persons, as well as medical personnel and humanitarian personnel exclusively engaged in medical duties, hospitals and other medical facilities, including through the conduct of full, prompt, impartial and effective investigations to take action against those responsible for any such acts;

26. *Expresses its profound concern* about the findings contained in the report of the Commission of Inquiry regarding the displacement, often multiple times, of more than half of the 2.5 million people residing in Idlib who have been displaced since the onset of conflict, often multiple times, and stresses the particular situation of concern in Idlib, expresses its support for the current agreement to cease hostilities in order to avoid a humanitarian catastrophe, and calls upon the guarantors of that agreement to ensure that the ceasefire is upheld;

27. *Demands* that the Syrian regime cooperate fully with the Commission of Inquiry, including by granting it immediate, full and unhindered access throughout the Syrian Arab Republic;

28. *Strongly condemns* the intervention in the Syrian Arab Republic of all foreign terrorist fighters and those foreign organizations and foreign forces fighting on behalf of the Syrian regime, expresses deep concern that their involvement further exacerbates the deteriorating situation in the Syrian Arab Republic, including the human rights and humanitarian situation, which has a serious negative impact on the region, and further demands that all foreign terrorist fighters, and those who are fighting in support of the Syrian regime, including all militias sponsored by foreign Governments, must immediately withdraw from the Syrian Arab Republic;

29. *Demands* that all parties immediately put an end to all violations and abuses of international human rights law and violations of international humanitarian law, recalls, in particular, the obligation under international humanitarian law to distinguish between civilians and combatants and the prohibition against indiscriminate and disproportionate attacks and all attacks against civilians and civilian objects, further demands that all parties to the conflict take all appropriate steps to protect civilians, in compliance with international law, including by desisting from attacks directed against civilian objects, such as medical centres, schools and water stations, and refrain from militarizing such facilities, seek to avoid establishing military positions in densely populated areas and enable the evacuation of the wounded and all civilians who wish to leave areas of conflict, including besieged areas, and recalls in this regard that the Syrian regime bears primary responsibility for protecting its population;

30. *Condemns in the strongest terms* all attacks on protected objects, including indiscriminate and disproportionate attacks and those which may constitute a war crime, taking place in the Syrian Arab Republic, and requests the Commission of Inquiry to continue to investigate all such acts;

31. *Demands* that the Syrian regime immediately cease any attacks on civilians, any disproportionate attacks and any indiscriminate use of weapons in

populated areas, and recalls in this regard the obligation to respect international humanitarian law in all circumstances;

32. *Emphasizes* the need for accountability for crimes involving breaches of international law, in particular of international humanitarian law and human rights law, some of which may constitute war crimes or crimes against humanity, committed in the Syrian Arab Republic since March 2011, through fair and independent investigations and prosecutions at the domestic or international level;

33. *Urges* all Member States and, in particular, parties to the conflict to cooperate fully with the International, Impartial and Independent Mechanism to Assist in the Investigation and Prosecution of Persons Responsible for the Most Serious Crimes under International Law Committed in the Syrian Arab Republic since March 2011, including through the provision of relevant information and documentation, stresses its mandate to closely cooperate with the Commission of Inquiry, and also urges the Mechanism to make a particular effort to ensure consultation and cooperation with Syrian civil society organizations and by concluding cooperation frameworks, and requests the United Nations system as a whole to enhance cooperation with the Mechanism and to promptly respond to any request, including access to all information and documentation, in accordance with General Assembly resolution [71/248](#);

34. *Welcomes* the inclusion of the full funding for the International, Impartial and Independent Mechanism in the budget proposal of the Secretary-General for 2020, in accordance with General Assembly resolution [73/182](#), and emphasizes the need to fully implement its previous decisions on the funding of the Mechanism in order to ensure that the Mechanism can operate at its full capacity as soon as possible;

35. *Emphasizes* the need to ensure that all those responsible for violations of international humanitarian law or violations and abuses of human rights law are held to account through appropriate, fair and independent domestic or international criminal justice mechanisms, in accordance with the principle of complementarity, stresses the need to pursue practical steps towards this goal, and for that reason encourages the Security Council to take appropriate action to ensure accountability;

36. *Welcomes* the efforts by States to investigate conduct in the Syrian Arab Republic and to prosecute crimes within their jurisdiction committed in the Syrian Arab Republic, encourages them to continue to do so and to share relevant information between States in accordance with their national legislation and international law, and also encourages other States to consider doing the same;

37. *Urgently requests* a high-level panel discussion led by the Office of the United Nations High Commissioner of Human Rights, the Commission of Inquiry and Syrian civil society to brief the General Assembly at its seventy-fifth session on the situation of human rights in the Syrian Arab Republic, and encourages United Nations monitoring and reporting to help this panel to further document violations of international humanitarian law and violations and abuses of human rights, including those that may amount to crimes against humanity and war crimes, provide recommendations to facilitate improvements in civilian protection and accountability measures, and feature witness testimony of Syrian human rights defenders and other Syrian voices through appropriate and safe means;

38. *Deplores* the deteriorating humanitarian situation in the Syrian Arab Republic, and urges the international community to assume its responsibility for providing urgent financial support to enable the host countries and communities to respond to the growing humanitarian needs of Syrian refugees, while emphasizing the principle of burden-sharing;

39. *Calls upon* all members of the international community, including all donors, to fulfil their previous pledges and continue to provide much-needed support to the United Nations, its specialized agencies and other humanitarian actors to provide humanitarian assistance to the millions of Syrians who are in need, including displaced both internally and in host countries and communities;

40. *Welcomes* the efforts of those countries outside the region that have put in place measures and policies to assist and host Syrian refugees, encourages them to do more, also encourages other States outside the region to consider implementing similar measures and policies, with a view to providing Syrian refugees with protection and humanitarian assistance, and acknowledges the need to improve the conditions on the ground to facilitate the return of refugees in a safe, voluntary and dignified manner to their place of origin or choice;

41. *Strongly condemns* the intentional denial of humanitarian assistance to civilians, from whatever quarter, and in particular the denial of medical assistance and the withdrawal of water and sanitation services to civilian areas, which has recently worsened, stressing that the starvation of civilians as a method of warfare is prohibited under international law, noting especially the primary responsibility of the Government of the Syrian Arab Republic in this regard, and deplores the deteriorating humanitarian situation;

42. *Demands* that the Syrian regime and all other parties to the conflict ensure the full, immediate, unimpeded and sustained access of the United Nations and humanitarian actors, including to besieged and hard-to-reach areas such as Rukban, from Damascus, that the Syrian regime cease to impede the ability of the United Nations and humanitarian actors to move through the Northeast Syria Security Mechanism area, and that all parties to the conflict preserve the Faysh Khabur border crossing and allow sustained deliveries of humanitarian assistance to persons in need across the Syrian Arab Republic, including through commercial routes, consistent with Security Council resolutions [2139 \(2014\)](#), [2165 \(2014\)](#), [2191 \(2014\)](#), [2254 \(2015\)](#), [2258 \(2015\)](#), [2332 \(2016\)](#), [2393 \(2017\)](#), [2401 \(2018\)](#) and [2449 \(2018\)](#);

43. *Strongly condemns* practices including abduction, hostage-taking, arbitrary and incommunicado detention, torture, the murder of innocent civilians and summary executions carried out by non-State armed groups and terrorist groups designated by the Security Council, most notably so-called ISIL (also known as Da'esh) and Al-Nusrah Front (also known as Hay'at Tahrir al-Sham), and underlines that such acts may amount to crimes against humanity;

44. *Deplores* the suffering and torture in detention centres throughout the Syrian Arab Republic, as depicted in the reports of the Commission of Inquiry and the Office of the United Nations High Commissioner for Human Rights, as well as in the evidence presented by "Caesar" in January 2014, and in the reports of widespread killing of detainees in Syrian military intelligence;

45. *Strongly condemns* the reported killing of detainees in Syrian military intelligence facilities, and calls upon the Syrian regime to release all unlawfully unjustly held detainees, including women, children and the elderly, and to facilitate information about those who died in the Syrian regime's detention, as well as the return of remains, with full transparency regarding what happened to these individuals;

46. *Calls for* the appropriate international monitoring bodies to be granted access to detainees in government prisons and detention centres, including all military facilities referred to in the reports of the Commission of Inquiry;

47. *Demands* that all parties take all appropriate steps to protect civilians and persons hors de combat, including members of ethnic, religious and confessional

communities, and stresses that, in this regard, the primary responsibility to protect its population lies with the Syrian regime;

48. *Strongly condemns* the damage and destruction of the cultural heritage of the Syrian Arab Republic, in particular that of Palmyra and Aleppo, and the organized looting and trafficking of Syrian cultural property, as outlined by the Security Council in its resolutions [2199 \(2015\)](#) of 12 February 2015 and [2347 \(2017\)](#) of 24 March 2017, affirms that attacks intentionally directed against historic monuments may amount to war crimes, and underlines the need to bring the perpetrators of such crimes to justice;

49. *Notes with concern* the recent escalation of violence in the north-east of the country which has seriously undermined the stability and security of the whole region, with a risk of further undermining the political process, eroded progress in the fight against Da'esh (ISIL), worsened the humanitarian situation and led to additional widespread displacement, and further emphasizes that any attempt to bring about demographic change in the region would be unacceptable;

50. *Emphasizes* the need for an immediate investigation into potential violations of international humanitarian law and abuses of human rights committed in the north-east of the Syrian Arab Republic during military operations and immediately following them, in order to establish command control and for those who are responsible to be held accountable;

51. *Stresses* the situation of particular concern in the northern part of the province of Aleppo, strongly condemns the attacks on civilians and first responders and civilian infrastructure where ongoing violence, including airstrikes, continues to cause death and injury among civilians and first responders, as well as devastating damage to civilian infrastructure, including health-care and educational facilities, and welcomes the establishment of the United Nations board of inquiry mandated to investigate the destruction of and damage to facilities on the United Nations deconfliction list and United Nations-supported facilities;

52. *Urges* all parties to the conflict to take all appropriate steps to ensure the safety and security of United Nations and associated personnel, personnel of the specialized agencies and all other personnel engaged in humanitarian relief activities, including national and locally recruited personnel, as required by international humanitarian law, without prejudice to their freedom of movement and access, stresses the need not to impede or hinder these efforts, recalls that attacks on humanitarian workers may amount to war crimes, and notes in this regard that the Security Council has reaffirmed that it will take further measures in the event of non-compliance with its resolutions [2139 \(2014\)](#), [2165 \(2014\)](#), [2191 \(2014\)](#), [2234 \(2015\)](#), [2258 \(2015\)](#), [2286 \(2016\)](#), [2393 \(2017\)](#), [2401 \(2018\)](#) and [2449 \(2018\)](#) by any Syrian party;

53. *Urges* the international community to support the leadership and full, effective and meaningful participation of women in all efforts aimed at finding a political solution to the Syrian crisis, as envisaged by the Security Council in its resolutions [1325 \(2000\)](#), [2122 \(2013\)](#) of 18 October 2013 and [2242 \(2015\)](#) of 13 October 2015;

54. *Reaffirms* that there can only be a political solution to the conflict in the Syrian Arab Republic, reiterates its commitment to the national unity and territorial integrity of the Syrian Arab Republic, and urges the parties to the conflict to abstain from actions that may contribute to the continuing deterioration of the human rights, security and humanitarian situation, in order to reach a genuine political transition, based on the final communiqué of the Action Group for Syria of 30 June 2012,<sup>30</sup> consistent with Security Council resolutions [2254 \(2015\)](#) and [2268 \(2016\)](#), that meets the legitimate aspirations of the Syrian people for a civil, democratic and pluralistic

State, with the full and effective participation of women, where there is no room for sectarianism or discrimination on ethnic, religious, linguistic, gender or any other grounds, and where all persons receive equal protection, regardless of gender, religion or ethnicity, and further demands that all parties work urgently towards the comprehensive implementation of the final communiqué, including through the establishment of an inclusive transitional governing body with full executive powers, which shall be formed on the basis of mutual consent while ensuring the continuity of governmental institutions.

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